

KALISPEL RESOLUTION NO. 2014- 01

Kalispel Tribe of Indians
P.O. Box 39
Usk, WA 99180

(509) 445-1147
(509) 445-1705 *fax*
www.kalispeltribe.com



RESOLUTION

- WHEREAS, the Kalispel Business Committee is the duly Constituted governing body of the Kalispel Tribe by the authority of the Constitution and By-Laws for the Kalispel Tribe; and
- WHEREAS, under the Constitution and By-Laws of the Tribe, the Kalispel Business Committee is charged with the duty of protecting the health, security and general welfare of the Kalispel Tribe and all Reservation residents; and
- WHEREAS, the Law and Order Code of the Kalispel Tribe of Indians (hereafter "Code") is the embodiment of Resolutions passed by the Kalispel Business Committee, for the purpose of protecting the lives, property, culture and natural resources of the Kalispel Tribe of Indians; and
- WHEREAS, the Code does not uniformly compute lengths of time (i.e., depending on the chapter, "days" are defined as "calendar days," "working days," "court days," or "judicial days"); and
- WHEREAS, Chapters 1, 3, 3A, 4, 5, 6, 9, 12, 13, 14, 15, 18, 19, 20, 21, 22, 24, 25, 29, 29A, and 30 of the Code refer to lengths of time in "days" but do not provide any method on how to compute such "days"; and
- WHEREAS, computing "days" as "calendar days" is the usual practice in the Kalispel Tribal Court, as well as in United States Federal Courts, when there are ambiguities in computing time; and
- WHEREAS, it is usual practice in the Kalispel Tribal Court to exclude the last day of a prescribed period of time if that day falls on a Friday, Saturday, Sunday, or holiday recognized by the Tribe.

KALISPEL RESOLUTION NO. 2014-01

NOW THEREFORE, BE IT RESOLVED, that the Kalispel Tribe of Indians through the Business Committee amends Chapter 1 to include the following new section:

Section 1-16: COMPUTATION OF TIME


1-16.01 COMPUTATION OF TIME

Except when otherwise provided in a chapter, the prescribed period of time within which an act is required to be done shall be computed by:

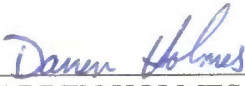
- 1) Excluding the day of the event which triggers the period, and
- 2) Including the last day of the period, unless the last day is Friday, Saturday, Sunday, or a holiday recognized by the Kalispel Tribe, in which case it shall also be excluded.
- 3) If the period of time prescribed is less than seven (7) days, intermediate Fridays, Saturdays, Sundays and holidays recognized by the Kalispel Tribe shall not be counted in the computation.

CERTIFICATION

The Kalispel Business Committee adopted the foregoing RESOLUTION at a meeting held on the 8 day of Oct, 2013, at the Tribal office on the Kalispel Indian Reservation near Usk, Washington, with the required quorum present by a vote of 4 FOR and 0 AGAINST.



GLEN NENEMA, CHAIRMAN
KALISPEL BUSINESS COMMITTEE
(TERM EXPIRES JUNE 2014)



DARREN HOLMES, SECRETARY
KALISPEL BUSINESS COMMITTEE
(TERM EXPIRES JUNE 2016)

(Proposed New Section to the Kalispel Law and Order Code)

Section 1-16: COMPUTATION OF TIME

1-16.01 COMPUTATION OF TIME

Except when otherwise provided in a chapter, the prescribed period of time within which an act is required to be done shall be computed by:

- 1) Excluding the day of the event which triggers the period, and
- 2) Including the last day of the period, unless the last day is Friday, Saturday, Sunday, or a holiday recognized by the Kalispel Tribe, in which case it shall also be excluded.
- 3) If the period of time prescribed is less than seven (7) days, intermediate Fridays, Saturdays, Sundays and holidays recognized by the Kalispel Tribe shall not be counted in the computation.